## **REMARKS**

Claims 45-55 were on appeal, and have been cancelled. With entry of this amendment, claims 56-65 are pending. Claims 52 and 55 have been rewritten as claims 56 and 61. Claims 57-60 and 62-65 recite preferred embodiments of the independent claims. Support for the newly entered dependent claims can be found throughout the specification and in the originally filed claims. No new matter has been added. Reconsideration is requested.

Claims 45-55 stood rejected under the judicially created doctrine of obviousness type double patenting as being unpatentable over claims 1-17 of US. Patent No. 5,824,538. As it is believed that this rejection may be considered applicable to newly entered claims 56-65, Applicants will file a Terminal Disclaimer as soon as a signed copy is received by the undersigned.

Claims 45-55 were rejected under 35 USC § 102(e) as anticipated by Powell. The Board vacated this rejection and set forth new grounds of rejection of claims 45-51, 53 and 54. Claims 45-51, 53 and 54 have been cancelled. The Board indicated that claims 52 and 55 are free of the rejection over Powell. Claims 52 and 55 have been rewritten as claims 56 and 61 to include all of the limitations of the base claim and any intervening claims. Accordingly, it is submitted that independent claims 56 and 61, and claims dependent thereon, are free of the rejection.

It is respectfully submitted that this application is in condition for allowance, and Notice to that effect is respectfully requested.

Respectfully submitted,

Cr. um

Ann S. Hobbs, Ph.D. Registration No. 36,830

VENABLE P.O. Box 34385 Washington, D.C. 20043-9998 Telephone: (202) 962-4800

Telefax: (202) 962-8300

ASH/cc